

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

In re : **Chapter 13**
DEBRA HARRIS-PENA, :
Debtor. : **Case No. 07-14756(JKF)**

DEBRA HARRIS-PENA, :
Plaintiff, :
v. :
THE CIT GROUP/CONSUMER :
FINANCE, INC. :
and :
HABANA ACQUISITION CORP., :
Defendants. : **Adversary No. 08-0002 SR**
_____ :

ORDER

AND NOW, this 13th-day of October, 2009, upon consideration of the Plaintiff's Motion for Partial Summary Judgment and the Motion of Defendant the CIT Group/Consumer Finance Inc. for Summary Judgment to Dismiss with Prejudice the Amended Complaint, it is hereby **ORDERED** and **DECREED** that:

1. Summary judgment is **GRANTED** in Debtor's favor and against CIT as to liability on her claim under Act 6 in Count I of the Amended Complaint; and

2. Both parties' motions for summary judgment are **DENIED** as to all other claims in the Amended Complaint.

By the Court:



Honorable Stephen Raslavich
Chief United States Bankruptcy Judge

Copies to:

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